# 263 CALLS PUBLIC HEARING - LATERAL WATER MAINS - SILVER LININGS (OSBORNE AVENUE, RIVERHEAD)

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike

WHEREAS, the Town Board as the governing body of the Rivehread Community Development Agency has determined to contruct an affordable housing project known as the subdivision map of Silver Linings; and

WHEREAS, all costs associated with the construction of the water lateral main will be born by the Community Development Agency; and

WHEREAS, the project consists of the construction of approximately 1,400 feet of 6" and 8" water main and appurtenances; and

WHEREAS, the cost has been estimated by Holzmacher, McLendon & Murrell, competent engineers, to be \$62,000 including service lines; and

WHEREAS, in addition to the cost of the construction, the Community Development Agency will be liable to pay \$2,500 per lot to the Riverhead Water District pursuant to the terms of Chapter 105 of the Riverhead Town Code; and

WHEREAS, it is necessary to call a public hearing before the Riverhead Town Board as governing body of the Riverhead Water District.

NOW, THEREFORE, BE IT RESOLVED, that a public hearing will be held on the 3rd day of May, 1988 at 8:05 p.m. to hear all interested persons wishing to be heard concerning the construction of a lateral water main at a cost not to exceed \$62,000 including service lines within the proposed subdivision known as Silver Linings, all costs to be born by the Riverhead Community Development Agency and in addition to determine the key money required pursuant to Chapter 105 of the Riverhead Town Code.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to cause the publication of a complete copy of this resolution in the April 21, 1988 edition of The Riverhead News Review and to post a complete copy in compliance with law.

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a copy of this resolution to the Water District Suprintendent Gary Pendzick.

BY ORDER OF THE RIVERHEAD TOWN BOARD

Irene J, Pendzick, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

# 264 CALLS PUBLIC HEARING - LATERAL WATER MAINS - BRANDYWINE FARMS (WASHINGTON AVENUE - JAMESPORT)

Councilperson Pike offered the following rewsolution which was seconded by Councilperson Boschetti

WHEREAS, application has been made by John Heinrich, Esq. for the installation of water lateral mains to serve the lots to be developed within the subdivision of Brandywine Farms; and

WHEREAS, all costs associated with the construction of the water lateral main will be born by the applicant; and

WHEREAS, the project consists of the construction of approximately 1,500 feet of 6" and 8" water main and appurtenances; and

WHEREAS, the cost has been estimated by Holzmacher, McLendon & Murrell, competent engineers, to be \$60,000 including service lines; and

WHEREAS, in addition to the cost of the construction, the applicant will be liable to pay \$2,500 per lot to the Riverhead Water District pursuant to the terms of Chapter 105 of the Riverhead Town Code; and

WHEREAS, it is necessary to call a public hearing before the Riverhead Town Board as governing body of the Riverhead Water District.

NOW, THEREFORE, BE IT RESOLVED, that a public hearing will be held on the 3rd day of May, 1988 at 8:15 p.m. to hear all interested persons wishing to be heard concerning the construction of lateral water main at a cost not to exceed \$60,000 within the proposed subdivision known as Brandywine Farms, all costs to be born by the owner, John Heinrich, Esq. and in addition to determine the key money required pursuant to Chapter 105 of the Riverhead Town Code.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to cause the publication of a complete copy of this resolution in the April 21, 1988 edition of The Riverhead News Review and to post a complete copy in compliance with law.

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a copy of this resolution to the applicant, John Heinrich, Esq., and to the Water District Superintendent Gary Pendzick.

BY ORDER OF THE RIVERHEAD TOWN BOARD Irene J. Pendzick, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

#### TOWN OF RIVERHEAD

#### RESOLUTION #265

## AUTHORIZES ATTENDANCE OF HIGHWAY SUPERINTENDENT AT SUFFOLK COUNTY HIGHWAY SUPERINTENDENTS' ASSOCIATION CONFERENCE

COUNCILPERSON Civiletti OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON Lombardi.

WHEREAS, THE SUFFOLK COUNTY HIGHWAY SUPERINTENDENTS ASSOCIATION ANNUAL CONFERENCE SHALL BE HELD SUNDAY, JUNE 12, THROUGH WEDNESDAY, JUNE 15TH, 1988 AT SHELTER ISLAND, NEW YORK, AND

WHEREAS, HIGHWAY SUPERINTENDENT BLOSS HAS EXPRESSED A DESIRE TO ATTEND SAID CONFERENCE,

NOW, THEREFORE, BE IT RESOLVED, THAT HIGHWAY SUPERINTENDENT CHARLES BLOSS BE AND IS HEREBY AUTHORIZED TO ATTEND THE SUFFOLK COUNTY HIGHWAY SUPERINTENDENTS ASSOCIATION ANNUAL CONFERENCE, JUNE 12TH THROUGH JUNE 15TH, 1988 AT SHELTER ISLAND, NEW YORK, AND

FURTHER, BE IT RESOLVED, THAT ALL NECESSARY FEES AND EXPENSES BE ADVANCED AND CHARGED TO THE APPROPRIATE HIGHWAY DEPARTMENT ACCOUNT. SAID EXPENSES SHALL NOT EXCEED \$300.00 AND SHALL BE FULLY RECEIPTED.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

AUTHORIZES ATTENDENCE AT STATE TOWN CLERK'S CONFERENCE

4/19/88

offered the following resolution, seconded by <u>Civiletti</u>

FEREAS, the New York State Town Clerk's Association will hold their ual conference in Albany, New York, April 24 to April 26, 1988;

\*HEREAS, Riverhead Town Clerk, Irene J. Pendzick, is a district epresentative of the New York State Town Clerk's Asociation and expressed a desire to attend said conference,

THEREFORE, BE IT RESOLVED, that Town Clerk Irene J. Pendzick is hereby authorized to attend the Annual Conference of the New York tate Town Clerk's Association, to be held in Albany, April 24

IT FURTHER RESOLVED, that Town Clerk Irene J., Pendzick be reoursed for all related expenses, to be fully receipted, and charged to Account 1410.400, expenses not to exceed \$475.00.

J 4 4

## # 267 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE RE: TO ELIMINATE A PARKING SPACE IN A MUNICIPAL PARKING FIELD

Councilperson <u>Boschetti</u> offered the following resolution, which was seconded by Councilperson <u>Pike</u>:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice with regard to eliminating a parking space in the Town of Riverhead municipal parking field located at the Southeast corner of Sound Road and Greenbrier Road, Wading River, New York:

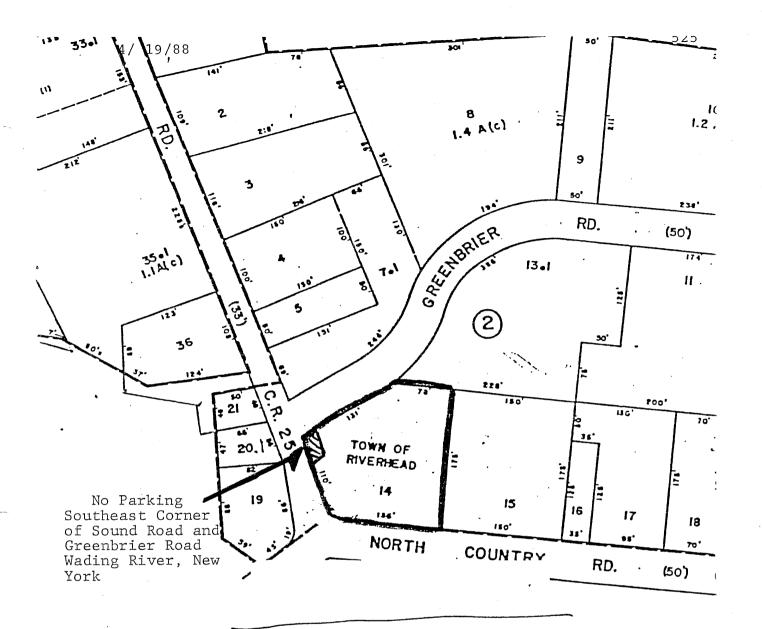
## TOWN OF RIVERHEAD PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of May, 1988, at 7:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to eliminating a parking space in the Town of Riverhead municipal parking field located at the Southeast corner of Sound Road and Greenbrier Road, Wading River, New York, as indicated on SCHEDULE "A" annexed hereto.

Dated: Riverhead, New York April 19, 1988.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk



#### PARKIN WADING RIVER PUBLIC KEY (34) Subdivision Lot No. OSS ( Deed Dimension 62 Line \_\_\_\_\_R --04 62's (12) Scaled Dimension 12A (d) 05 Deed Ares 23 12A(c) Calculated Area (21)ak No.

SCHEDULE "A"

## # 268 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF AUCTION OF ABANDONED VEHICLES

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following Notice of abandoned vehicles to be sold at Public Auction on May 7, 1988 at 9:00 a.m., pursuant to Section 1224 of the Vehicle and Traffic Law of the State of New York, to be held at the Riverhead Town Impound Area, located on Route 58 in the Town of Riverhead. Vehicles may be inspected prior to the auction on May 6, 1988 between the hours of 10:00 a.m. to 3:00 p.m.

AV-1	1972	Volkswagon	VIN#	1122436233
AV-2	1976	Datsun	WIN#	HLB210741065
AV-3	1971	Lincoln	VIN#	F1Y89A803737
AV-4	1971	Dodge	WIN#	LH23C2B175936
AV-5	1977	Datsun	VIN#	HLB210228721
AV-6	1972	Dodge	VIN#	WH41G1A120947
AV-7	1979	Volkswagon	VIN#	1793770387
AV-8	1972	Chevrolet	VIN#	lM47R2T163992
AV-9	1976	American	VIN#	A6E667E1262255
AV-10	1973	Plymouth	WIN#	VL29G3B591728
AV-11	1974	Plymouth	VIN#	VL29C3B245704
AV-12	1973	Pontiac	WIN#	2D29M3G100982
AV-13	1977	Dodge :	WIN#	BllAB7V029692
AV-14	1976	Oldsmobile	VIN#	3B27F6W128355
AV-15	1973	Ford	VIN#	3T10X228606
AV-16	1974	Dodge	VIN#	WH45G4A237865
AV-17	1968	Buick	VIN#	454398Y174753
AV-18	1970	Ford	WIN#	F10GEJ51283
AV-19	1962	Buick	VIN#	413006745
AV-20	1979	Ford	VIN#	9T10Y154931
AV-21	1972	Cadillac	VIN#	6D47R2E354375
AV-22	Unk.	International	VIN#	4160660C076053
AV-23	1976	Buick		4D37C6G126917
AV-24	1973	Pontiac	VIN#	2P35S31101233
AV-25	1980	Chevrolet	WIN#	lM27VA7235196
AV-26	1978	Oldsmobile	WIN#	3R47A8R422486
AV-27	1965	Mercury	VIN#	5T23C527679
AV-28	1978	Plymouth	WIN#	HL29D8B249199
AV-29	1976	Plymouth	WIN#	7L24K67105730
AV-30	1972	Mercury		2K30F505233
AV-31	1972	Ford	WIN#	F11YEN62959
AV-32	1981	Toyota		JT2AL22G8B2227809
AV-33	1973	Dodge		DM43K3F12285
AV-34	1980	Volkswagon	VIN#	17A0950484
AV-35	1970	Chevrolet	VIN#	138570B194128
AV-36	Unk.	Peugeot		504A931678432
AV-37	1969	American		A9A060A302437
AV-38	1974	Pontiac		2L57R4P200135
AV-39	1973	Ford		3E74H26O599
AV-40	Unk.	Saab		96543448
AV-41	1974	Oldsmobile	#NIV	3R47F9G428164

43 44 45 46 47 47 47 47 48 47 49 47 50 52 53 54 55 54 55	1975 1973 1984 1974 1971 1976 1976 1978 1972 1976 Unk. Unk. Unk.	Pontiac American Mazda Mercury Chevrolet Toyota American Chevrolet Ford Oldsmobile Cosomo Colt Unk. Yamaha Sears Boat Blue Star Boat	VIN# 2Z27H5T103724 VIN# A3A087A390162 VIN# JM1BD2218D0702734 VIN# 4K31L578343 VIN# GS151V128386 VIN# TE31159451 VIN# A6A037E276919 VIN# 1N69U8J104045 VIN# 2X91T134788 VIN# 3X37T6E112646 VIN# C11176 VIN# Unk. color orange 5 Hp Mini Bik VIN# 3J8002589 VIN# Unk. Fiberglass boat 12 foot VIN# S1066 12 foot Alum. Boat (Camo)
		TOWN VEHICLES	
1 V-1 -2 -3 -4 5 TV-7 TV-8 TV-9 TV-10 TV-11 -12 -13 V-14	1985 1985 1979 1983 1984 1984 1985 1977 1981 1979 1974 1984	Dodge Dodge Dodge Plymouth Plymouth Dodge Dodge Ford (Pick-up) Ford Ford Ford (Dump Truck) Chevrolet (Pick-up) Belarus (Tractor)	VIN# 1B3BG26S8FX598140 VIN# 1B3bG26S1FX598142 VIN# B36KTAX124567 VIN# 2P3BB26S8DR176426 VIN# 1B3BG26S6EX579195 VIN# 1B3BG26S8EX579196 VIN# 1B3BG26S5FX598144 VIN# F10BE&20299 VIN# 1FABP21B4BK219413 VIN# 9A63H217539 VIN# F37YET05660 VIN# 1GCBS14B9E3118435 VIN# 78854 (Model #K78 500)

BE IT FURTHER, that any and all other unclaimed property being held by the Police Department will also be available for public auction on May 7, 1988

Do t	^
Dat	T

NO.\_269

#### TRANSFER OF FUNDS

\_\_ offered the following resolution, which COUNCILPERSON Lombardi was seconded by COUNCILPERSON Civiletti RESOLVED, that the Supervisor be and hereby is, authorized to transfer the following: TO: FROM: \$ 17,550 A 1990.400 Contingency Account 25.000 Planning Board Fees A 2115 \$ 7,000 A 8160.415 Sanitation - Fuel Tank Installation A 1420.202 Town Attorney - Office Equipment 2,100 A 1220.203 Executive - Equipment Leases 1,500 25,000 A 8020.430 Planning - Planning Consultant 5,000 A 1625.406 Bldg & Grounds - Repair Maintenance 1,950

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

A 3120.236 Police - Copy Machine

# 270 ANTHORSIZES ANTTENDENSE BEANGIAL APPINISTRATOR

Councilperson <u>Civiletti</u> offered the following resolution, which was seconded by Councilperson <u>Lombardi</u>.

WHEREAS, this Town Board has initiated a Town Wide Computerization Study.

NOW, THEREFORE, BE IT RESOLVED, that the Financial Administrator, Jack Hansen, and his assisant Lori Pipczynski, are hereby authorized to attend a demonstration of various software products in St. Louis, Missori with all necessary expenditures being fully receipted upon there return.

# 271 APPOINTS CAROLYN HOGAN TO THE POSITION OF CLERK TYPIST WITH THE OFFICE OF TOWN CLERK

Councilperson <u>Boschetti</u> offered the following resolution which was seconded by Councilperson <u>Pike</u>

WHEREAS, the Town of Riverhead did request from the Suffolk County Department of Civil Service a Certification of Eligibles for the position of Clerk Typist.

WHHEREAS, the list received contained three names of which only two were willing acceptors.

NOW, THEREFORE, BE IT RESOLVED, that Carolyn Hogan be and is hereby appointed to the position of Clerk Typist effective April 25, 1988 at the annual rate of compensation of \$14,559.08 set forth in Group 4, Step P of CSEA Clerical and Supervisory Salary Schedule.

BE IT FURTHER, that the Town Clerk forward a copy of this resolution to Carolyn Hogan and the Office of Accounting.

The vote, Boschatti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

#### # 272 DETERMINES SIGNIFICANCE OF ACTION

Со	unc	ilperson		Pike	 offered	the	following	resolution,
which w	as	seconded	by	Councilperson	 Bosch	<u>etti</u>		•

WHEREAS, the Riverhead Planning Department is in receipt of a preliminary site plan tiled as East End Commons, a commercial project development of 300,000 sq. ft. in the Business B Zone along CR 58 in Riverhead, and

WHEREAS, the applicant for site plan approval has submitted an Environmental Assessment Form (EAF), pursuant to 6 NYCRR Part 617.54 and the Riverhead Town Code, and

WHEREAS, the Planning Department review of said EAF identified certain potential impacts upon the natural environment including but not limited to impacts on surface water and wetlands, impacts on tresportation, and impacts on land, and

WHEREAS, the Riverhead Planning Department and Environmental sality Review Board has recommended that this application be considered Type I Action pursuant to 6 NYCRR Part 617.12 and that the action may save a significant impact on the environment;

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board blish itself as Lead Agency in this action, and be it further

RESOLVED, that as Lead Agency, the Riverhead Town Board require the aration of an Environmental Impact Statement (EIS) and that fication of this decision be completed as required, and be it her

RESOLVED, that a scoping hearing for this EIS be scheduled for May 0, 1988, and that the Town Clerk advertise the scoping hearing as equired.

## TOWN OF RIVERHEAD PUBLIC NOTICE

PLEASE TAKE NOTICE, that a scoping hearing will be held on the 10th day of May, 1988 at 7:00 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, NY to hear all interested persons with regard to matters to be addressed in the Environmental Impact Statement of the preliminary site plan filed as East End Commons, a commercial project development of 300,000 square feet in the jusiness B Zone along C.R. 58 in Riverhead.

BY ORDER OF THE RIVERHEAD TOWN BOARD

Irene J. Pendzick, Town Clerk

Dated: April 19, 1988 Riverhead, NY

#### # 273 DETERMINES SIGNIFICANCE OF ACTION

	Councilperson		Civiletti		 offered	the	following	resolution,
Milch	was	seconded	bу	Councilperson	 Lombard	li		•

WHEREAS, the Riverhead Planning Department is in receipt of a proliminary site plan known as Village Square, a commercial project of 590 sq. ft. in the Business CR Zone in Calverton, and

WHEREAS, the applicant for site plan approval has submitted an vironmental Assessment Form (EAF), pursuant to 6 NYCRR Part 617.54 and Riverhead Town Code, and

WHEREAS, the Planning Department review of said EAF identified train potential impacts upon the natural environment including but not imited to impacts on groundwater, impacts on agricultural land, impacts transportation networks, impacts upon community character, and eacts on land (contiguity with a critical environmental area as antified by the County of Suffolk; Pine Barrens), and

WHEREAS, the Riverhead Planning Department has recommended that application be considered an Unlisted Action pursuant to 6 NYCRR and that the action may have a significant impact on the vironment;

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board thablish itself as Lead Agency in this action, and be it further

RESOLVED, that as Lead Agency, the Riverhead Town Board require the reparation of an Environmental Impact Statement (EIS) and that stification of this decision be completed as required, and be it wither

RESOLVED, that a scoping hearing for this EIS be scheduled for May 1988, and that the Town Clerk advertise the scoping hearing as gired.

## TOWN OF RIVERHEAD PUBLIC NOTICE

PLEASE TAKE NOTICE, that a scoping hearing will be held on the 10th day of May, 1988 at 7:30 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, NY to hear all interested persons with regard to matters to be addressed in the Environmental Impact Statement of the preliminary site plan known as Village Square, a commercial project of 65,590 square feet in the Business CR Zone in Calverton.

BY ORDER OF THE RIVERHEAD TOWN BOARD

Irene J. Pendzick, Town Clerk

Dated: April 19, 1988 Riverhead, NY

REJECTS GENERAL CONTRACTING BIDS RE: EASTLAWN 274 RENOVATIONS

following the Lombardi offered Councilperson resolution which was seconded by Councilperson \_

WHEREAS, on April 15, 1988 the Town Clerk was authorized to receive bids re: renovations to the Eastlawn House, East Main Street, Riverhead; and

WHEREAS, all bids received were opened and read aloud; and

WHEREAS, all bids received for the general contracting of this project were unacceptable.

NOW, THEREFORE, BE IT RESOLVED, that the bids general contracting of the renovations to the Eastlawn House be and are hereby rejected; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders for the Amended bid specifications of the General Contracting of the renovations to the Eastlawn House in the April 21, 1988 issue of The News Review; and

BE IT FURTHER RESOLVED, that the Town Clerk return all bid deposits received from contractors on the General Contracting of this project and to notify same of this rejection and subsequent amended re-bid.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

#### NOTICE TO BIDDERS

Sealed bids for the General Contracting of Renovations to the Eastlawn House, East Main Street, Riverhead, New York will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, NY 11901, until 11:00 a.m. on May 2, 1988; at which time they will be opened and publicly read aloud.

Instructions for bidders, specifications and bid forms may be obtained at the Town Clerk's Office at Town Hall, Monday through Friday, between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the specifications must be listed on a separate sheet bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS", and attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids if it believes such action to be in the best interest of the Town.

All bids must be submitted in a sealed envelope bearing the designation "Eastlawn - General Contracting".

BY ORDER OF THE RIVERHEAD TOWN BOARD

Irene J. Pendzick, Town Clerk

Dated: April 21, 1988 Riverhead, NY

### # 275 AUTHORIZES LEAVE OF ABSENCE OF AUGUSTINE GILLEN

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike

WHEREAS, Augustine Cillen did submit his written request for a leave of absence not to exceed a period of six months from his position of Ordinance Inspector.

NOW, THEREFORE, BE IT RESOLVED, that a leave of absence for a period of not more than six months be and is hereby authorized to Augustine Gillen for medical reasons effective April 18, 1988; and

BE IT FURTHER, that the Town Clerk forward a copy of this resolution to Gus Gillen and the Office of Accounting.

# 276 RATIFIES PUBLICATION OF HELP WANTED AD FOR AUTOMOTIVE EQUIPMENT OPERATOR - HIGHWAY DEPARTMENT

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti

RESOLVED, that the recent publication of a Help Wanted Ad for the position of Automotive Equipment Operator with the Riverhead - Highway Department be and is hereby ratified.

# 277 RATIFIES PUBLICATION OF ANNUAL WATER SUPPLY STATEMENT

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike

RESOLVED, that the recent publication of the Annual Water Supply Statement in The News Review be and is hereby ratified.

#### TOWN OF RIVERHEAD

# RESOLUTION # 278 AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS TO FURNISH AND PLACE ASPHALT CONCRETE - HIGHWAY DEPT.

COUNCILPERSON Civiletti OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON Lombardi.

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND IS HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS TO FURNISH AND PLACE ASPHALT CONCRETE REQUIREMENTS FOR USE OF THE TOWN OF RIVERHEAD HIGHWAY DEPARTMENT FOR ONE YEAR FROM DATE OF AWARD.

AND BE IT RESOLVED.

THAT SPECIFICATIONS AND FORMS FOR BIDDING BE PREPARED BY THE SUPER-INTENDENT OF HIGHWAYS, AND BIDS BE RETURNABLE UP TO 11:00 A.M. ON MAY 2,1988 AND BE IT FURTHER

RESOLVED, THAT THE TOWN CLERK BE AND IS HEREBY DESIGNATED TO OPEN PUBLICLY AND READ ALOUD ON MAY 2,1988 AT 11:00 A.M. AT THE TOWN CLERK'S OFFICE, TOWN HALL, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK ALL SEALED BIDS BEARING THE DESIGNATION "BID TO FURNISH AND PLACE ASPHALT CONCRETE"

#### NOTICE TO BIDDERS

Sealed bids To Furnish and Place Asphalt Concrete for the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at: Town Hall, 200 Howell Avenue, Riverhead, N.Y. 11901 until 11:00 A.M. on MAY 2, 1988.

Instructions for bidders, specifications, and bid forms may be obtained at the office of the Superintendent of Highways, Osborn Ave., Riverhead, N.Y. between the hours of 8:30 A.M. and 4:30 P.M., Monday through Friday.

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet aring the designation "Exceptions to the Specifications", and attached the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formalities if it believes such action to be in the best interest of the Town.

All bids will be submitted in a sealed envelope bearing the designation "Bid To Furnish and Place Asphalt Concrete".

## # 279 AUTHORIZES ATTNEDANCE OF CHIEF LAWRENCE GRATTAN AT F.B.I. NATIONAL ACADEMY RETRAINING SESSION

Councilperson <u>Lombardi</u> offered the following resolution which was seconded by Councilperson <u>Civiletti</u>

WHEREAS, New York State and Eastern Canada Chapter of the F.B.I National Academy Associates shall be sponsoring a Retraining Session, July 5-8, 1988 in the city of Hamilton, Ontario, Canada; and

WHEREAS, it is the desire of Chief Grattan to attend said seminar; and

NOW, THEREFORE, BE IT RESOLVED, that Chief Grattan be and is hereby authorized to attend the F.B.I. National Academy Retraining Session to be held in Hamilton, Ontario, Canada, July 5-8, 1988; and

BE IT FURTHER, that Chief Grattan receive advance monies in the amount of \$793.00 for related expenses, said expenses to be fully receipted upon his return.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

# 280 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS RE: 2 WAY CONTINUOUS CARRIER TELEPHONE LEASE LINE RE-PLACEMENT RADIO SYSTEM FOR POLICE HEADQUARTERS

Councilman <u>Boschetti</u> offered the following resolution which was seconded by Councilman <u>Pike</u>.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice to Bidders with regard to the purchase of a 2 Way Continuous Carrier Telephone Lease Line Replacement Radio System for use by the Riverhead Police Department in the April 21, 1988, issue of The News-Review.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

#### NOTICE TO BIDDERS

Sealed bids for the purchase	2 Way Continuous Carrier e of Telephone Lease Line Replace-
	ment Radio System
use by the Riverhead Police Department w	vill be received by the Town Clerk
Town of Riverhead at Town Hall, 200 How	ell Avenue, Riverhead NY 11901,
11:00 A.M. on May 2,	1988; at which time they will be
ed and publicly read aloud.	

Instructions for bidders, specifications and bid forms may be sined at the Town Clerk's Office at Town Hall Monday through Friday between nours of 8:30 A.M. and 4:30 P.M.

All bids must be submitted on the bid form provided. Any and exceptions to the specifications must be listed on a seperate sheet bearing designation "EXCEPTIONS TO THE SPECIFICATIONS", and attached to the bid

The Town Board reserves the right and responsibility to reject or all bids if it believes such action to be in the best interest of the A refundable bid deposit in the amount of 5% of the bid price shall pany each bid.

All bids must be submitted in a sealed envelope bearing the 2 Way Continuous Carrier Telephone nation Lease Line Replacement Radio System.

April 18, 1988

BY ORDER OF THE TOWN BOARD OF TOWN OF RIVERHEAD, NEW YORK

Irene J. Pendzick, Town Clerk.

# 281
AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE RE:
THE ADDITION OF LOCAL LAW # OF 1988 ENTITLED
"ENVIRONMENTAL SAFETY AND ZONING ACT OF THE TOWN OF
RIVERHEAD"

Councilperson Lombardi offered the following resolution, which was seconded by Councilperson Civiletti:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice with regard to the addition Local Law # \_\_\_\_\_ of 1988 entitled "Environmental Saftey and Zoning Act of the Town of Riverhead":

## TOWN OF RIVERHEAD PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of May, 1988, at 7:55 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the addition of Local Law #\_\_\_\_\_ of 1988 entitled "Environmental Saftey and Zoning Act of the Town of Riverhead" as follows:

## ENVIRONMENTAL SAFETY AND ZONING ACT OF THE TOWN OF RIVERHEAD

(HISTORY: Adopted By the Town Board of the Town of Riverhead pursuant to Municipal Home Rule Section 10 and Riverhead Town Code Section 67.)

Article I Title

Article II Definitions

Article III Nuclear Powerplants

Article IV Transportation of Radioactive Materials

Article V Waste Disposal Sites

Article VI Emergency Evacuation Plans

Atricle VII Penalties for Offenses

Article VIII Severability

Article IX Effective Date

#### RTICLE I TITLE

This Chapter shall be known and cited as the "ENVIRONMENTAL SAFETY AND ACT OF THE TOWN OF RIVERHEAD"

ARTICLE II

Useage of Terms

Definitions.

AGENCY - The relationship which results from the manifestation of consent by one person to another that the other shall act on his behalf and subject to his control and consent by the other to so act.

 $\label{eq:definition} \textbf{DEPARTMENT-A branch or division of governmental administration.}$ 

NUCLEAR POWERPLANT - Any stationary unit which generates all forms of energy release in the course of nuclear fission or nuclear transformation.

RADIOACTIVE MATERIAL - Any material in any for that emits ionizing radiation spontaneously.

RADIOPHARMACEUTICALS - Any bi-products produced from radioactive material.

WASTE DISPOSAL CENTER - A facility where nuclear waste is disposed of in such a way as to be permanently isolated from the environment for a period of time that is necessary for such wasts to become harmless, even if such facility contains a means for retrieving such wastes.

ZONED DISTRICT - Those parts or sections of land within the boundaries of the Town of Riverhead specifically designated for certain permitted uses of such land.

### ARTICLE III NUCLEAR POWER PLANTS

The construction and operation of nuclear power plants shall be prohibited any zoned district in the Town of Riverhead.

## RTICLE IV. TRANSPORTATION OF RADIOACTIVE MATERIALS

No radioactive materials shall be transported into the Town of Riverhead.

This Article shall not be construed to impede the shipment of popular and the shipment of the

## ARTICLE V WASTE DISPOSAL SITES

The construction and operation of waste disposal centers to store, collect dispose of radiological wastes shall be prohibited from any zoned district the Town of Riverhead.

No Department or Agency of the Town of Riverhead shall participate in an expensive evacuation plan for a nuclear power plant; and neither shall any members of the power plant and neither shall any members of the property be utilized in such emergency evacuation plans.

### ARTICLE VII PENALTIES FOR OFFENSES

Whosoever violates the provision of this law shall be punished by a fine \$1,000.00 and imprisonment for six months, and vehicles and equipment used connection with the violation shall be seized.

### ARTICLE VIII SEVERABILITY

In the event that any Article, Section, subsection, sentence, clause or of this law shall be declared or adjudged invalid or unconstitutional, adjudcation shall in no manner affect the other Articles, Sections, sentences, clauses or phrases of this law, which shall remain of force and effect, as if Article, Section, subsection, sentences, clause or so declared adjudged invalid or unconstitutional were not originally a section.

#### TICLE IX EFFECTIVE DATE

is law shall take effect immediately upon filing in the Office of the

Dated: Riverhead, New York April 19, 1988.

OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

#### TOWN OF RIVERHEAD

### RESOLUTION $*_{282}$

#### AUTHORIZES ATTENDANCE OF MARY ANDRUSZKIEWICZ AT SEMINAR

Adopted: April 19, 1988

WHEREAS, The Institute of Police Technology and Management, University of North Florida, shall be sponsoring a seminar "Word Processing for Law Enforcement", to be held in "oksonville, Florida, June 27 - 29, 1988, and

WHEREAS, Mary Andruszkiewicz has expressed an interest attending said seminar, and

WHEREAS, It is the recommendation of Chief of Police Lawrence Grattan that she attend said seminar.

NOW, THEREFORE, BE IT RESOLVED, that Mary Andruszkiewicz be and is hereby authorized to attend the "Word Frocessing for Law Enforcement" seminar, to be held in Tacksonville, Florida, June 27 - 29, 1988, and

BE IT FURTHER RESOLVED, that Mary Andruszkiewicz reelve advance monies in the amount of \$300 for related expenses, said expenses to be fully receipted upon her return.

Councilman Pike offered the above resolution which was seconded by Councilman Boschetti.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

# # 283 DECLARES CONTRACTOR IN DEFAULT AND AUTHORIZES THE TOWN OF RIVERHEAD TO CALL THE PERFORMANCE BOND TO COMPLETE WORK (FIRST STREET PARKING)

WHEREAS, on July 7, 1987, the Town Board of the Town of Riverhead awarded A.T. Asphalt Corp., 784 Meacham Avenue, Elmont, New York, the contract for First Street Parking Lot reconstruction after public bids; and

WHEREAS, on July 17, 1987, A.T. Asphalt Corp., herein referred to as the "PRINCIPAL", entered into a contract with the Town of Riverhead to properly perform all work in accordance with plans and specifications; and

WHEREAS, the principal posted a Performance Bond, No. 803921, from the International Fidelity Insurance Company, 24 Commerce Street, Newark, New Jersey, 07102, as surety, in the amount of \$569,221.25 for the prompt and faithful performance of said contract; and

WHEREAS, by letters dated December 17, 1987, and March 16, 1988, respectively (copies of which are annexed hereto and made a part hereof), Holzmacher, McLendon & Murrell, P.C., 575 Broad Hollow Road, Melville, New York, 11747, as consulting engineers for the Town of Riverhead, advised the principal that the pavement work was unacceptable and was to be removed and replaced in its entirety in accordance with the plans and specifications: and

WHEREAS, the principal has refused to perform said work in accordance with the contract and is, therefore, in default under the contract

NOW, THEREFORE, BE IT

RESOLVED, the Town of Riverhead hereby calls upon the surety, International Fidelity Insurance Company, to perform, or cause to be performed, said work (which is the obligation of the principal) on the First Street Parking Lot, Riverhead, New York, Project #RIVT 86-05, to remedy the default under the contract.

RESOLVED, that the Town Attorney be and is hereby authorized to cause this resolution to be personally served upon both the surety, International Fidelity Insurance Company, and to A.T. Asphalt Corp.; and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute any and all documents necessary from the surety, International Fidelity Insurance Company, in order that the work on the First Street Parking Lot may be completed in accordance

with the plans and specifications of the contract; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Holzmacher, McLendon & Murrell, P.C., and the Town Attorney.

04/19/88

## # 284 AUTHORIZES ATTENDANCE OF SERGEANTS FREDERICK FOOTE AND ROBERT PEEKER AT SEMINAR

	Counci	ilper	cson	Lomb	ardi	off	ered	the	following
resolution					Councilpersor	1	Civi		<u>i</u> .

WHEREAS, the Continuing Education Department of the University of Delaware in Falls Township, Pennsylvania shall be sponsoring an Internal Departmental and Municipal Corruption nyestigation Seminar, June 20 - June 24, 1988, and

WHEREAS, it is the desire of Sergeants Frederick Foote nd Robert Peeker to attend said seminar, and

WHEREAS, it is the recommendation of the Superiors of Sergeants Frederick Foote and Robert Peeker to attend said seminar,

NOW, THEREFORE, BE IT RESOLVED, that Sergeants Frederick Foote and Robert Peeker are hereby authorized to attend the Internal Departmental and Municipal Corruption Investigation Seminar to be eld in Falls Township, Pennsylvania, June 20 - June 24, 1988, and

BE IT FURTHER, that Sergeants Frederick Foote and Robert eeker receive advance monies in the amount of \$400 for related expenses, said expenses to be fully receipted upon their return.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

### 285 # APPOINTS TOWN PLANNING DIRECTOR

Councilperson <u>Boschetti</u> offered the following resolution which was seconded by Councilperson <u>Pike</u>

WHEREAS, the Town of Riverhead did request from the Suffolk County Department of Civil Service a Certification of Eligibles for the position of Planning Director.

WHEREAS, the list received contained five names of which only three were willing acceptors.

NOW, THEREFORE, BE IT RESOLVED, that Richard Hanley be and is hereby appointed to the position of Planning Director effective immediately at no increase in compensation.

BE IT FURTHER, that the Town Clerk forward a copy of this resolution to Richard Hanley and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

# 286 RESOLUTION AUTHORIZING SANDY HOLLOW WOODS WATER LATERAL

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti -

WHEREAS, the Town Board, by resolution 180 of 1988 adopted March 15, 1988, called a public hearing to be held on April 5, 1988, and

WHEREAS, said hearing was held and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED, that upon the evidence presented at the hearing and the record herein, it is determined that:

- 1. The maximum cost of the improvements are \$29,800 including construction, engineering, legal and administrative expenses, and
- 2. The number of lots approved by the Riverhead Planning Board is 11 single-family building plots, and
- 3. That the applicant shall pay the lateral key money charge of \$2,500 per lot in accordance with Chapter 105 of the Riverhead Town Code.
- 4. That the Planning Board's pervious SEQRA determination of a Type II Action without significant impact is adopted herein by this Board.

BE IT FURTHER RESOLVED, that this resolution shall not take effect until:

- 1. The petitioner has deposited cash, bond, letter of redit or savings passbook covering the total estimated cost of construction and fees equal to \$29,800 and \$27,500 covering the \$2,500 per lot charge mandated by Chapter 105 of the Riverhead Town Code, and
- 2. The petitioner has executed and recorded a covenant reciting that the \$2,500 per lot key money fee will be paid upon the occurrence of the earlier of two events:
  - (a). Application for a certificate of occupancy, or
- (b). Two years from the date of recording of the covenant.

BE IT FURTHER RESOLVED, that subject to the above, the lateral petition is ordered to be in the public interest of the residents of the Riverhead Water District, and

BE IT FURTHER RESOLVED, the Town Clerk be and is hereby thorized to forward a certified copy of this resolution to ald J. Higgins, Esq. and Gary Pendzick.

287
# \_\_\_\_\_ RESOLUTION AUTHORIZING SANDY HOLLOW SEWER LATERAL

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti,

WHEREAS, the Town Board, by resolution 174 of 1988 adopted March 15, 1988, called a public hearing to be held on April 5, 1988, and

WHEREAS, said hearing was held and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED, that upon the evidence presented at the hearing and the record herein, it is determined that:

- 1. The maximum cost of the improvements are \$65,000 including construction, engineering, legal and administrative expenses, and
- 2. The number of lots approved by the Riverhead Planning Board is 11 single-family building plots, and
- 3. That the applicant shall pay the lateral key money charge of \$1,328.00 per lot.
- 4. That the Planning Board's previous SEQRA determination of a Type II Action without significant impact is adopted herein by this Board.

BE IT FURTHER RESOLVED, that this resolution shall not take effect until:

- 1. The petitioner has deposited cash, bond, letter of credit or savings passbook covering the total estimated cost of construction and fees equal to \$65,000 and \$14,608 covering the \$2,500 per lot charge mandated by Chapter 105 of the Riverhead Town Code, and
- 2. The petitioner has executed and recorded a covenant reciting that the \$1,328 lot key money fee will be paid upon the occurrence of the earlier of two events:
  - (a). Application for a certificate of occupancy, or
  - (b). Two years from the date of recording of the covenant

BE IT FURTHER RESOLVED, that subject to the above, the lateral petition is ordered to be in the public interest of the residents of the Riverhead Water District, and

BE IT FURTHER RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Donald J. Higgins, Esq. and Gary Pendzick.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

## # 288 4/19/88 # AUTHORIZES INCREASE TO BUDGET RE: INSTALLATION OF WATER LATERAL MAIN FOR DUCK POND ESTATES

Councilperson <u>Civiletti</u> offered the following resolution, which was seconded by Councilperson <u>Lombardi</u>:

WHEREAS, by petition heretofore made to the Town Board as governing body of the Riverhead Water District to cause the construction of lateral water mains and appurtenances within the residential subdivision known as "Duck Pond Estates", Louis Bonavita & Sons, Inc., owners; and

WHEREAS, said lateral and appurtenances are to be constructed and all fees and expenses paid by the petitioner, said improvement to be completed at no cost to the Riverhead Water District; and

WHEREAS, by resolution #179 of 1988, the Town Board of the Town of Riverhead duly noticed a public hearing to consider an increase to the maximum to be expended from \$139,500.00 to \$191,469.00 to be paid solely by the petitioner, said hearing to be held April 5, 1988 at 7:55 p.m. at Town Hall; and

WHEREAS, said hearing was held and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that upon the public hearing and the record herein, the Town Board of the Town of Riverhead, as governing body of the Riverhead Water District, determines that the construction of latter water mains and appurtenances within the subdivision known as "Duck Pond Estates" is in the best interest of the Riverhead Water District, that the water lateral to be constructed will benefit the property to be served, that the petitioner shall bear all costs and expenses, said lateral to be at no cost to the Riverhead Water District; that the maximum to be expended shall be \$191,469.00, said funds to be deposited with the Supervisor by the petitioner; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Water District, Peter S. Danowski, Jr., Esq., attorney for petitioner, and Pierre G. Lundberg, Esq.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

289 <u>AUTHORIZES SUPERVISOR TO ESTABLISH BUDGET FOR THE INSTAL-</u>
<u>LATION OF A WATER LATERAL IN THE RIVERHEAD WATER DISTRICT</u>
RE: DUCK POND ESTATES

Councilperson <u>Civiletti</u> offered the following resolution, which was seconded by Councilperson <u>Lombardi</u>:

RESOLVED, that the Supervisor be and is hereby authorized to establish the following for the installation of a water lateral for Duck Pond Estates:

Construction \$152,895.00
Engineering, Administration
and Legal 23,774.00
Contingency 5,000.00

TOTAL:

\$191,469.00

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the liverhead Water District, John J. Hansen, Financial Administrator, and Pierre G. Lundberg, Esq.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, ombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

### 

Councilperson Lombardi offered the following resolution, which was seconded by Councilperson Civiletti:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for construction of an ambulance facility for the Town of Riverhead; and

WHEREAS, bids were received and read aloud on the 10th of March, 1988, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders; and

WHEREAS, a total of seven (7) bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for construction of an ambulance facility for the Town of Riverhead be and is hereby awarded as follows:

Plumbing	Brite Lite	\$ 22,272.00
Construction	Lipsky Construction	290,200.00
Heating	Lipsky Construction	6,250.00
Electrical	Robert O'Brian	19,674.00

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Brite Lite, Lipsky Construction, Robert O'Brian and Riverhead Ambulance Corps.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

### TOWN OF RIVERHEAD

### RESOLUTION # 291 AWARDS BID FOR CAST IRON MANHOLE AND CATCH BASIN FRAMES AND COVERS

WHEREAS, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR BIDS FOR THE PURCHASE OF CAST IRON MANHOLE AND CATCH BASIN FRAMES AND COVERS, FOR THE USE OF THE HIGHWAY DEPARTMENT, AND

WHEREAS, ON THE 18TH OF APRIL, ALL BIDS WERE RECEIVED, OPENED AND READ ALOUD, AND

WHEREAS, ONE BID WAS RECEIVED, AND

WHEREAS, THE HIGHWAY SUPERINTENDENT HAS RECOMMENDED THE PURCHASE OF THE CAST IRON MANHOLE AND CATCH BASIN FRAMES AND COVERS, AND

WHEREAS, WILSON CASTING SUPPLY IS THE LOWEST BID RECEIVED MEETING THE SPECIFICATIONS,

NOW, THEREFORE, BE IT

RESOLVED, THAT THE BID FOR CAST IRON MANHOLE AND CATCH BASIN FRAMES AND COVERS, BE AND IS HEREBY AWARDED TO WILSON CASTING SUPPLY, WEST MIDDLE ROAD, CALVERTON, NEW YORK.

Councilman Boschetti offered the above resolution which was seconded by Councilman Pike.

**CBB** 

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# TOWN OF RIVERHEAD RESOLUTION # 292 AWARDS BID FOR PRECAST CONCRETE DRAINAGE RINGS AND ASSOCIATED ITEMS

WHEREAS, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR BIDS FOR THE PURCHASE OF PRECAST CONCRETE DRAINAGE RINGS AND ASSOCIATED ITEMS, FOR THE USE OF THE HIGHWAY DEPARTMENT, AND

WHEREAS, ON THE 18TH OF APRIL, ALL BIDS WERE RECEIVED, OPENED AND READ ALOUD, AND

WHEREAS, ONE BID WAS RECEIVED, AND

WHEREAS, THE HIGHWAY SUPERINTENDENT HAS RECOMMENDED THE PURCHASE OF THE PRECAST CONCRETE DRAINAGE RINGS AND ASSOCIATED ITEMS, AND

WHEREAS, SUFFOLK CEMENT PRECAST IS THE LOWEST BID RECEIVED MEET-ING THE SPECIFICATIONS,

NOW, THEREFORE, BE IT

RESOLVED, THAT THE BID FOR PRECAST CONCRETE DRAINAGE RINGS AND ASSOCIATED ITEMS, BE AND IS HEREBY AWARDED TO SUFFOLK CEMENT PRECAST, WEST MIDDLE ROAD, CALVERTON, NEW YORK.

Councilman Boschetti offered the above resolution which was seconded by Councilman Pike.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

293

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York in said Town, on the 19th day of April, 1988, at 7:30 o'clock P.M., Prevailing Time.

### PRESENT: \

Joseph F. Janoski	<del></del>
Supervisor	
John Lombardi	
Councilman	
Louis Boschetti (offered)	
Councilman	
Robert Pike (seconded)	- <del></del>
Councilman	
Denise Civiletti	<u> </u>
Councilman	
· ·	

In the Matter of the Increase and Improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly caused to be prepared a plan and estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of the Riverhead Water District; and

WHEREAS, at a meeting of said Town Board duly called and

held on April 5, 1988, an order was duly adopted by it and entered in the minutes reciting the filing of such plan and estimate of cost, the improvement proposed and the maximum amount proposed to be expended for the increase and improvement of the facilities of the Riverhead Water District, to-wit: the purchase of various trucks and motor vehicles for construction and maintenance, at a maximum estimated cost of one hundred twenty five thousand dollars (\$125,000), and specifying that the said Board would meet to consider the plan and estimate of cost and the increase and improvement of the facilities of the Riverhead Water District and to hear all persons interested in the subject thereof concerning the same at 200 Howell Avenue, in Riverhead, New York, in said Town, on the 19th day of April, 1988, at 7:30 o'clock P.M., Prevailing Time; and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, to-wit: a duly certified copy thereof was published in News-Review, the official newspaper of this Town, on April 21, , 1988, and a copy of such order was posted on April 21, , 1988, on the signboard maintained by the Town Clerk of the Town of Riverhead, pursuant to Section 30, subdivision 6 of the Town Law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities of the Riverhead Water District, in the manner described in the preambles thereof, at a maximum estimated cost of \$125,000.

Section 2. This order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll, which resulted as follows:

Supervisor Janoski	VOTING	Yes_
Councilman Lombardi	VOTING	Yes
Councilman Boschetti	VOTING	Yes
Councilman Pike	VOTING	Yes
Councilwoman Civilett	Yes	

The order was thereupon declared duly adopted.

STATE OF NEW YORK )
)ss:
COUNTY OF SUFFOLK )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on April 19, 1988, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, <u>PRIOR</u> to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

The News Review

January 5, 1988

I FURTHER CERTIFY that <u>PRIOR</u> to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 5, 1988

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, on April \_\_\_\_, 1988.

	**	Town Clerk	
(SEAL)			

#294

72113-364P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on April 19, 1988, at 7:30 o'clock P.M., Prevailing Time.

The meeting was called to order by <u>Supervisor</u>, and upon roll being called, the following were

PRESENT:

Joseph F. Janoski, Supervisor John Lombardi, Councilman Robert Pike, Councilman Louis Boschetti, Councilman Denise Civiletti, Councilwoman

ABSENT:

The following resolution was offered by Councilman Civiletti who moved its adoption, seconded by Councilman Lombardi to-wit:

BOND RESOLUTION DATED APRIL 19, 1988.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$125,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD WATER DISTRICT.

WHEREAS, pursuant to proceedings heretofore had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated April 19, 1988, the Town Board of the Town of Riverhead, Suffolk County, New York, has determined it to be in the public interest to increase and improve the facilities of the Riverhead Water District in said Town by the purchase of various mucks and motor vehicles for construction and maintenance; and

WHEREAS, it is now desired to provide for financing the cost of the increase and improvement of the facilities of the Riverhead Water District; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the increase and improvement of the facilities of the Riverhead Water District of the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, there are hereby authorized to be issued \$125,000 serial bonds of the Town of Riverhead, Suffolk County, New York pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the increase and improvement of the facilities of the Riverhead Water District is \$125,000 and that the plan for the financing thereof shall consist of the issuance of the serial bonds of said Town authorized to be issued pursuant to this bond

resolution. Further details pertaining to said bonds will be prescribed in a further resolution or resolutions of this Town Board.

Section 3. It is hereby determined that of the motor vehicles to be funded pursuant to this bond resolution \$120,000 shall be expended to pay the cost of the purchase of motor vehicles each costing \$30,000 or over, and that the period of probable usefulness thereof is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, and that \$5,000 shall be expended to pay the cost of the purchase of a truck costing \$5,000, and that the period of probable usefulness thereof is five years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the local Finance Law, and that the maximum maturity of serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation

shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

<u>Section 6.</u> The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
  - 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Janoski	VOTING _	Yes
Councilman Lombardi	VOTING _	Yes
Councilman Boschetti	VOTING	Yes
Councilman Pike	VOTING _	Yes
Councilwoman Civiletti	_ VOTING _	Yes

The resolution was thereupon declared duly adopted.

STATE	OF	NEW	YORK	)	
				)ss	
COUNTY	OE	SUE	FOLK	)	

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on April 19, 1988, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, <u>PRIOR</u> to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

The News Review

January 5, 1988

I FURTHER CERTIFY that <u>PRIOR</u> to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 5, 1988

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, on April \_\_\_\_, 1988.

	Town Clerk
(SEAL)	•

72113-365P

#295

PRESENT:

New York

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York in said Town, on the 19th day of April, 1988, at 7:30 o'clock p.M., Prevailing Time.

<u>Joseph Janoski</u> Supervisor
supervisor
John_Lombardi (offered) Councilman
Louis Boschetti, Councilman
Robert Pike Councilman
Denise Civiletti (seconded)
Councilman
In the Matter of the Increase and Improvement of the facilities of the Riverhead Street Lighting District in the

Town of Riverhead, Suffolk County,

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly caused to be prepared a plan and estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of the Riverhead Street Lighting District; and

WHEREAS, at a meeting of said Town Board duly called and

held on April 5, 1988, an order was duly adopted by it and entered in the minutes reciting the filing of such plan and estimate of cost, the improvement proposed and the maximum amount proposed to be expended for the increase and improvement of the facilities of the Riverhead Street Lighting District, to-wit: the purchase a cherry picker, at a maximum estimated cost of seventy five thousand dollars (\$75,000), and specifying that the said Board would meet to consider the plan and estimate of cost and the increase and improvement of the facilities of the Riverhead Street Lighting District and to hear all persons interested in the subject thereof concerning the same at 200 Howell Avenue, in Riverhead, New York, in said Town, on the 19th day of April, 1988, at 7:30 o'clock P.M., Prevailing Time; and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, to-wit: a duly certified copy thereof was published in News-Review, the official newspaper of this Town, on <a href="April 21">April 21</a>, 1988, and a copy of such order was posted on <a href="April 21">April 21</a>, 1988, on the signboard maintained by the Town Clerk of the Town of Riverhead, pursuant to Section 30, subdivision 6 of the Town Law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities of the Riverhead Street Lighting District, in the manner described in the preambles thereof, at a maximum estimated cost of \$75,000.

Section 2. This order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll, which resulted as follows:

Supervisor Janoski	VOTING	Yes
Councilman Lombardi	VOTING	Yes
Councilman Boschetti	VOTING	Yes
Councilman Pike	VOTING	Yes
Councilwoman Civilett	iVOTING	Yes

The order was thereupon declared duly adopted.

5/0

STATE OF NEW YORK )

(COUNTY OF SUFFOLK )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on April 19, 1988, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, <u>PRIOR</u> to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

The News Review

January 5, 1988

I FURTHER CERTIFY that <u>PRIOR</u> to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 5, 1988

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, on April \_\_\_\_, 1988.

	Town Clerk	
(SEAL)		

72113-365P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on April 19, 1988, at  $\frac{7:30}{}$  o'clock  $\frac{P}{}$ .M., Prevailing Time.

The meeting was called to order by <u>Supervisor</u>, and upon roll being called, the following were

PRESENT: Joseph F. Janoski, Supervisor John Lombardi, Councilman Louis Boschetti, Councilman Robert Pike, Councilman Denise Civiletti, Councilwoman

ABSENT:

The following resolution was offered by Councilman <u>Boschetti</u> who moved its adoption, seconded by Councilman <u>Pike</u> to-wit:

4/19/88 579

BOND RESOLUTION DATED APRIL 19, 1988.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$75,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD STREET LIGHTING DISTRICT.

WHEREAS, pursuant to proceedings heretofore had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated April 19, 1988, the Town Board of the Town of Riverhead, Suffolk County, New York, has determined it to be in the public interest to increase and improve the facilities of the Riverhead Street Lighting District in said Town by the purchase of a cherry picker; and

WHEREAS, it is now desired to provide for financing the cost of the increase and improvement of the facilities of the Riverhead Street Lighting District; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the increase and improvement of the facilities of the Riverhead Street Lighting District of the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, there are hereby authorized to be issued \$75,000 serial bonds of the Town of Riverhead, Suffolk County, New York pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the increase and improvement of the facilities of the Riverhead Street Lighting District is \$75,000 and that the plan for the financing thereof shall consist of the issuance of the serial bonds of said Town authorized to be issued pursuant to this bond

resolution. Further deails pertaining to said bonds will be prescribed in a further a solution or resolutions of this Town Board.

Section 3. It is he by determined that the period of probable usefulness of the afore id specific object or purpose is fifteen years, pursuant to subdition 28, of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation

shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

<u>Section 6.</u> The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
  - 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Supervisor Janoski	VOTING	Yes
Councilman Lombardi	VOTING	Yes
Councilman Boschetti	VOTING	Yes
Councilman Pike	VOTING	Yes
Councilwoman Civiletti	VOTING	Yes

The resolution was thereupon declared duly adopted.

4/19/88

STATE OF NEW YORK )
)ss:
COUNTY OF SUFFOLK )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on April 19, 1988, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, <u>PRIOR</u> to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

The News Review

January 5, 1988

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Des	ignated	l Location(	s)
of	posted	notice	

Date of Posting

Town Clerk's Bulletin Board

January 5, 1988

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, on April \_\_\_\_, 1988.

			*	
		Town	Clerk	
(SEAL)				

297 EXTENDS SITE PLAN APPROVAL TIME OF SEE NEEFUS, INC.

Councilperson <u>Pike</u> offered the following resolution, which was seconded by Councilperson Boschetti

WHEREAS, Joseph A. Deerkoski, James F. Neefus, Jr., and George A. Kaytis (See Neefus, Inc.) have, by application dated February 25, 1988, which application was officially recorded in the Office of the Town Clerk on March 1, 1988, requested site plan approval for cenovation and construction of facilities for an insurance agency at premises located at Main Road (New York State Route 25) and Shade Tree Lane, Aquebogue, New York, and

WHEREAS, the feasibility of utilizing the existing residence on said parcel is uncertain, and

WHEREAS, Peter S. Danowski, Jr., Esq., as attorney for the plicants, has, by letter dated April 14, 1988, requested an tension of the site plan approval time; now, therefore, be it

RESOLVED, that one (1) non-renewable extension of sixty (60) days be granted in the site plan application of Joseph A. Deerkoski, James F. Neefus, Jr., and George H. Kaytis (See Neefus, Inc.), for premises located at Main Roao (New York State Route 25) and Shade Tree Lane, quebogue, New York, for the purpose of investigating the preservation the existing structures, and that any proposal which does not corporate said structures shall constitute a new application and be eated accordingly, and be it further

RESOLVED, that certified copies of this resolution shall be corwarded to Peter S. Danowski, Jr., Esq., See Neefus, Inc., Young & Young, Donald A. Denis, the Riverhead Planning Department, and the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

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RESOLUTION NUMBER	298	DATE <u>4-19-88</u>
COUNCILMAN Civ	viletti offered the follow	ing resolution, which was seconded
	he Supervisor be, and hereby is,	authorized to pay the following:
ENERAL TOWN ABSTRACT #5	VOUCHERS 921-1070	TOTALLING \$ 189,054.77
#IGHWAY ABSTRACT #5	VOUCHERS 126-149	TOTALLING \$ 33,326.25
ABSTRACT #5	VOUCHERS 123-154	TOTALLING \$ 53,527.29
ABSTRACT #5	VOUCHERS 118-137	TOTALLING \$ 12,324.50
YOWN HALL CAPITAL PROC ABSTRACT #5	VOUCHERS 20	TOTALLING \$ 20,149.00
STREET LIGHTING ABSTRACT # 5	VOUCHERS 57-66	TOTALLING \$ 1,716.64
ABSTRACT #5	VOUCHERS 48-53	TOTALLING \$ 1,169.88
ABSTRACT # 5	VOUCHERS 69-80	TOTALLING \$ 20,004.47
ABSTRACT # 5	VOUCHERS 31-37	TOTALLING \$11,318.53
ABSTRACT #5	S VOUCHERS 25-30	TOTALLING \$267.26
H SERVICES ABSTRACT #5	VOUCHERS 20	TOTALLING \$358.43
-INSURANCE FUND ABSTRACT #5	VOUCHERS 23-25	TOTALLING \$750.00
PEEN CENTER ABSTRACT-#5	VOUCHERS 5-6	TOTALLING \$ 255.71
ABSTRACT #5	VOUCHERS 3-8	TOTALLING \$ 1,837.91
ABSTRACT #5	VOUCHERS 35-38	TOTALLING \$1,683.00
ABSTRACT #5	VOUCHERS 7	TOTALLING \$172.51

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,

# 299 ACKNOWLEDGES THE SERVICES GIVEN BY VOLUNTEERS

Councilperson Civiletti offered the following resolution which was seconded by Councilperson Lombardi.

WHEREAS, the week of April 18, 1988 has been proclaimed National Volunteers Week; and

WHEREAS, the citizens of Riverhead have enriched their community by selflessly donating their time, talents and energies as volunteers in the public service; and

WHEREAS, the generosity, dedication and invaluable contributions of Riverhead volunteers make possible the delivery of essential services to the Riverhead community.

NOW THEREFORE BE IT RESOLVED that this Board puase in its deliberations to gratefully acknowledge the men and women of Riverhead who volunteer their time and talents in the public service; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Riverhead recognizes the crucial role of volunteers in the provision of essential services to the community; and

BE IT FURTHER RESOLVED that the men and women who serve our community as volunteers—saving lives, protecting property, enhancing education and learning, ministering to the infirm, preserving our history, protecting our environment, promoting cultural and civic awareness—be and hereby are commended for their dedication, concern and community service.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted by acclamation.